



COLORADO
Division of Reclamation,
Mining and Safety
Department of Natural Resources

April 15, 2024

Charles Kellerman Jr.
Butala Construction Company
9000 Co Rd 152
Salida, CO 81201

Re: Butala Gravel Pit, Permit No. M-1977-170, Operational Request (Ditch Realignment) Response

Mr. Kellerman,

On April 5, 2024, the Division of Reclamation, Mining and Safety (Division) received an operational request from Butala Construction Company ("operator") pursuant to the Cease-and-Desist Order prescribed in the recently executed (6/16/23) Stipulated Agreement. The Operational request was regarding the realignment of drainage ditches to minimize contact with historic slag piles.

This notice is to inform you that your Operation Request submitted on April 5, 2024, has been **approved**. Please note that the details of the ditch realignment should be included in the Adequacy Review Responses to the Division's Adequacy Review dated March 7, 2024. If you have any questions, comments or concerns please feel free to contact me at the Division's Grand Junction Field Office, by phone at 303-866-3567 Ext. 8187 or by email at lucas.west@state.co.us.

Sincerely,

Lucas West
Environmental Protection Specialist
Division of Reclamation, Mining and Safety

Cc: Travis Marshall, DRMS
Russ Means, DRMS

Ec: Peter Jaacks, Operator Counsel
Scott Clark, Operator Counsel
Scott Schultz, DRMS Counsel

